

SURREBUTTAL TESTIMONY

OF

ROBERT A. LAWYER

ON BEHALF OF THE

SOUTH CAROLINA OFFICE OF REGULATORY STAFF

DOCKET NO. 2019-184-E

IN RE: SOUTH CAROLINA ENERGY FREEDOM ACT (H.3659)

PROCEEDING TO ESTABLISH DOMINION ENERGY SOUTH CAROLINA,

INCORPORATED'S STANDARD OFFER, AVOIDED COST

METHODOLOGIES, FORM CONTRACT POWER PURCHASE

AGREEMENTS, COMMITMENT TO SELL FORMS, AND ANY OTHER

TERMS OR CONDITIONS NECESSARY (INCLUDES SMALL POWER

PRODUCERS AS DEFINED IN 16 UNITED STATES CODE 796, AS

AMENDED) – S.C. CODE ANN. SECTION 58-41-20(A)

Q. PLEASE STATE YOUR NAME, BUSINESS ADDRESS AND OCCUPATION.

A. My name is Robert A. Lawyer. My business address is 1401 Main Street, Suite 900, Columbia, South Carolina 29201. I am employed by the State of South Carolina as a Senior Regulatory Manager in the Utility Rates and Services Division of the Office of Regulatory Staff ("ORS").

Q. DID YOU FILE DIRECT TESTIMONY RELATED TO THIS PROCEEDING?

A. Yes. I filed direct testimony with the Public Service Commission of South Carolina ("Commission") on September 23, 2019.

Q. WHAT IS THE PURPOSE OF YOUR SURREBUTTAL TESTIMONY?

A. My surrebuttal testimony addresses the issues raised in the rebuttal testimony of Dominion Energy South Carolina, Inc.'s ("DESC" or the "Company") witnesses Allen W. Rooks and Daniel F. Kassis and reflects ORS's discussions with the Company related to the proposed tariffs in this proceeding.

Q. PLEASE RESPOND TO THE COMPANY'S REBUTTAL REGARDING THE "FACTORS OR ANALYSES" LANGUAGE IN THE RATE PR-AVOIDED COST METHODOLOGY TARIFF (ROOKS REBUTTAL, PP. 2-3).

A. I recommended the Company revise the "Updates" (Section C) of the proposed Rate PR-Avoided Costs Methodology tariff to clarify that the "Methodology for Determining Avoided Costs" (Section A) of the tariff may not be updated without prior Commission approval pursuant to Section 58-41-20(A) of Act 62.

Q. DO YOU HAVE ANY ADDITIONAL RECOMMENDATIONS FOR SECTION C OF THE RATE PR-AVOIDED COST METHODOLOGY TARIFF?

A. I recommend the Company revise the language in Section C of the tariff to add the words "in Section B" after the word "analyses" so that the language states, "The Company may update these factors and analyses **in Section B** from time to time as more current information and data become available."

Q. PLEASE RESPOND TO THE COMPANY'S REBUTTAL REGARDING THE RELATIONSHIP BETWEEN THE NOTICE OF COMMITMENT TO SELL ("NOC") FORM AND THE RATES PR-1 AND PR-STANDARD OFFER TARIFFS (KASSIS REBUTTAL, PP. 6-7).

1 **A.** In my direct testimony, I referenced the submittal of an executed Legally
2 Enforceable Obligation (or a NOC Form) to the Company. After further discussions with
3 the Company, my recommendation to add clarifying language to the “Limiting Provisions”
4 sections of the Rates PR-1 and PR-Standard Offer, is not necessary. The language in the
5 tariffs is sufficient.

6 **Q. WILL YOU UPDATE YOUR TESTIMONY BASED ON INFORMATION THAT**
7 **BECOMES AVAILABLE?**

8 **A.** Yes. ORS fully reserves the right to revise its recommendations via supplemental
9 testimony should new information not previously provided by the Company, or other
10 sources, become available.

11 **Q. DOES THIS CONCLUDE YOUR SURREBUTTAL TESTIMONY?**

12 **A.** Yes, it does.